

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In re DELPHI CORPORATION, et al.,

Debtors,

Bankruptcy Court
Case No. 05-44481(RDD)

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NOTICE OF MOTION FOR LEAVE TO APPEAL

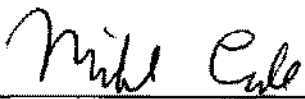
STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

PLEASE TAKE NOTICE that creditors H.E. Services Company and Robert Backie by their attorneys, the Mastromarco Firm and Lefkowitz, Hogan & Cassell, LLP, upon the annexed Notice of Appeal, Affirmation, Memorandum of Law and exhibits, pursuant to Section 8003 of the Federal Rules of Bankruptcy Procedure, will move this Court on the ____ day of October, 2006, at ____ a.m. for an order granting them leave to appeal from the Decision of the Bankruptcy Court denying their application for relief from the automatic stay.

As noted, the Notice of Appeal is attached hereto.

Dated: Jericho, New York
September 27, 2006

LEFKOWITZ, HOGAN & CASSELL, LLP
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Dated: Saginaw, New York
September 25, 2006

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